

**UNITED STATES DISTRICT COURT**  
**FOR THE DISTRICT OF NEW JERSEY**

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EDDY MARTINEZ,

Plaintiff,

v.

PASSAIC COUNTY SHERIFF'S  
DEPARTMENT, SHERIFF JERRY  
SPEZIALE, CHARLES MYERS,  
DEANDRE ESTIBESON, EDUARDO  
QUERO, TOMAS RODRIGUEZ, JOHN  
DOE (1-5) (fictitious names for unknown  
sheriff's officers), COUNTY OF PASSAIC,

Defendant.

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Civil Action No. 06-4070 (JAG)

**ORDER**

**CLOSED**

**GREENAWAY, JR., U.S.D.J.**

On April 4<sup>th</sup>, 2008, Magistrate Judge Madeline Cox Arleo filed a Report and Recommendation ("R&R"), pursuant to FED. R. CIV. P. 72(b) and L. CIV. R. 72.1(a)(2), wherein she recommended that Eddy Martinez's ("Plaintiff") Complaint be dismissed, with prejudice, for failing to prosecute this action and comply with the orders of this Court. The time for filing objections to the R&R expired, at the latest, on April 18<sup>th</sup>, 2008, and no objections were submitted.

A magistrate judge's recommended disposition of a dispositive matter is subject to de novo review. FED. R. CIV. P. 72(b); In re U.S. Healthcare, 159 F.3d 142, 145-46 (3d Cir. 1998); Temptations, Inc. v. Wager, 26 F. Supp. 2d 740, 743 (D.N.J. 1998). This Court has reviewed the

parties' submissions, and the R&R, under the appropriate de novo standard, and agrees with Magistrate Judge Arleo's analysis and conclusion. Therefore,

IT IS on this 29<sup>th</sup> day of May, 2008,

ORDERED that Magistrate Judge Arleo's R&R is adopted as the opinion of this Court; and it is further

ORDERED that the Plaintiff's action be dismissed, with prejudice; and it is further

ORDERED that a copy of this Order be served on all parties within seven (7) days of the date of entry of this Order.

S/Joseph A. Greenaway, Jr.  
JOSEPH A. GREENAWAY, JR., U.S.D.J.